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ANNUAL MEETING, APRIL, 1902.

THE Annual Meeting was held on Thursday, the 10th instant, at twelve o'clock, M.; the President in the chair.

The record of the March meeting was read and approved; and the lists of donors to the Library and of the gifts to the Cabinet during the past month were also read.

Mr. Brooks Adams, of Quincy, was elected a Resident Member, and Mr. Albert V. Dicey, Vinerian Professor of Law, in the University of Oxford, England, was elected a Corresponding Member.

The Annual Report of the Council was read by Mr. JAMES SCHOULER, Senior Member at Large, as follows:—

Report of the Council.

Nine monthly meetings, the usual number, have been held in this building during the past year. The average attendance has been large, and the interest well sustained; thus confirming the impression of former reports that our Society has not lost, but has really gained, by moving to its new and spacious home, so pleasant in surroundings and yet so secluded.

Two attractive works of art for interior adornment have been received since our last Annual Meeting, and set in place. One, a framed oil painting, which hangs in the front hall at the head of the staircase, is the original portrait, by Smibert, of Provincial Chief-Justice Samuel Sewall, which was bequeathed to our Society by a lineal descendant, the late Miss Henrietta B. Ridgway, of Boston. The other, a fine marble bust of the late William Wetmore Story, modelled by himself at Rome, occupies a pedestal before us in the Dowse Library room, and was presented by his son, Mr. Waldo Story, who had previously given the manuscript collection of his famous grandfather, Judge Story, referred to in last year's report. The acceptance of the Story bust furnished occasion for a graceful memorial sketch of this versatile artist and man of letters—a Corresponding Member of this Society at the time of his death—by his friend Dr. Charles Eliot Norton.

The Society expects presently to receive a large accession to its invested funds, under residuary provisions of the will of the late John Langdon Sibley, whose widow died last January. Mr. Sibley's devotion to Harvard men and their biographies is recalled by many of this Society who graduated at that institution while he was alive and in active charge of its library. A large capital fund, increased by the further bounty of his surviving wife, now reverts to us for the execution of the literary trusts created by him.

Our printed Proceedings for the past twelve months possess much interest. Now that America has entered upon the full activities of this twentieth century, we may look back upon the nineteenth as fairly relegated to the region of historical exploration; and that portion, particularly, which closes with our great Civil War, as henceforth an era calmly and immutably of the past. Such seems to have been already the conclusion of our Society as to studies national, and research among parallel records of our State's high career will probably follow. Among nineteenth-century papers is that of Dr. Rhodes upon the Burning of Columbia, South Carolina, during Sherman's march; so also those of our President and Mr. Ford, respectively, upon "John Quincy Adams and Martial Law" and the "Genesis of the Monroe Doctrine," both of which disclose unpublished manuscripts of the Adams family. Among contributions which pertain rather to Massachusetts and the colonial period are narratives of Sir William Phips's Expedition to Canada, and the compilation by Mr. Ford from our Provincial Records. Important essays were read during the year by Mr. Quincy and Mr. William R. Thayer on general topics, suggested by historical study and observation. Not least, however, among these printed communications in point of merit and interest are those which state impressions received on trips to the old world during the last summer's recess, or commemorate the various distinguished men, at home or abroad, lately deceased, whose names were borne upon our roll or otherwise deserved a tribute.

During the past twelve months this Society has published one volume — 2d series, vol. xiv., of its Proceedings (March, 1900–February, 1901); this contains many memoirs, each accompanied by a portrait. Five serial numbers of Proceedings (March, 1901–February, 1902) have also appeared in print,

which will be included in the next regular volume. The Publishing Committee announce two special volumes, besides, to be presently issued.

Of our Resident Members a year ago, six have passed away, the same number as last year: Samuel Foster McCleary, who died April 25, 1901; Robert Noxon Toppan, May 10, 1901; John Fiske, July 4, 1901; Horace Elisha Scudder, January 11, 1902; James Bradley Thayer, February 14, 1902; Uriel Haskell Crocker, March 8, 1902. Of our Corresponding Members, two have died: Herbert Baxter Adams, July 30, 1901; and George Washington Ranck, August 2, 1901. Two Honorary Members have also deceased: William Stubbs, and Samuel Rawson Gardiner, April 22, 1901, and February 23, 1902, respectively. Professor Thayer's death occurred while he was serving his second term on the Council.

Six gentlemen have been elected during the year to Resident Membership: Charles Gross, May 9, 1901; John Osborne Sumner, June 13, 1901; Arthur Theodore Lyman, October 10, 1901; Samuel Lothrop Thorndike, December 12, 1901; Edward Henry Strobel, January 9, 1902; Henry Lee Higginson, February 13, 1902. Five have been chosen to Corresponding Membership: Frederic Bancroft, June 3, 1901; Charles Harding Firth, October 10, 1901; William James Ashley, November 14, 1901; Edward Gaylord Bourne, January 9, 1902; John Bach McMaster, February 13, 1902. One Honorary Member was also chosen to the Society: Pasquale Villari, of Florence, on the 12th of December, 1901.

There are at the present time three vacancies each on the respective lists of Resident and Honorary Membership, and four on the list of Corresponding Membership.

It may be worthy of note that, by invitation, this Society was represented at the four hundred and fiftieth anniversary celebration of the University of Glasgow, last June; also at the bi-centennial anniversary of Yale University, in October.

During the year the following publications have been made by members of the Society: —

Publications by Members.

Before and After the Treaty of Washington: the American Civil War and the War in the Transvaal. An address delivered before the

New York Historical Society on its Ninety-seventh Anniversary, Tuesday, November 19, 1901. By Charles Francis Adams.

1865-1900. The Confederacy and the Transvaal: a People's Obligation to Robert E. Lee. A Paper read before the American Anti-quarian Society, at its Annual meeting in Worcester, Massachusetts, Wednesday, October 30th, 1901. By Charles Francis Adams.

Additions and Corrections to Sumner Genealogy. To January, 1902. By William S. Appleton.

Family Letters from the Bodleian Library. With notes by William S. Appleton.

Currency and Banking in the Province of the Massachusetts-Bay. By Andrew McFarland Davis. Two volumes.

Harriet Ryan Albee. A Memorial Sketch. By James De Normandie.

Journals of the House of Representatives of His Majesty's Province of the Massachusetts-Bay, 1715. Edited by Worthington Chauncey Ford.

Some Letters of Ralph Izard to Thomas Jefferson. Contributed by Worthington C. Ford. Reprinted from the South Carolina Historical and Genealogical Magazine for July, 1901.

An Address on the Life, Character, and Influence of Chief Justice Marshall, delivered at Richmond on the fourth day of February, 1901, at the request of the State Bar Association of Virginia and the Bar Association of the City of Richmond. By Horace Gray.

Ten Fac-simile Reproductions relating to Old Boston and Neighborhood. By Samuel Abbott Green.

Three Military Diaries [Dudley Bradstreet at Louisburg, 1745-6, David Holden, 1760, and Amos Farnsworth, 1775-79] kept by Groton Soldiers in different Wars. With Introductions by Samuel A. Green.

The New Century. Three Sermons Preached in the South Congregational Church, Boston. By the Reverends Edward Everett Hale and Edward Cummings.

Diocese of Massachusetts. Eighth Annual Address of the Rt. Rev. William Lawrence, to the Convention of the Diocese, delivered in Trinity Church, Boston, May 8, 1901, at its One Hundred and Sixteenth Annual Meeting.

Numbers and Losses in the Civil War in America, 1861-65. (2d edition.) By Thomas L. Livermore.

An Address upon Chief Justice Marshall delivered at the Auditorium in Chicago on the fourth day of February, 1901, at the request of the Bar Associations of the State of Illinois and of the City of Chicago. By Henry Cabot Lodge.

Some Needed Changes in the Management of Town Affairs. An Address delivered before the Commercial Club of Plymouth October 8, 1901. By Arthur Lord.

Records of the Court of Assistants of the Colony of the Massachusetts Bay 1630-1692. Printed under the Supervision of John Noble.

Worcester's Old Common. Remarks made at the Annual Banquet of the Worcester Board of Trade, April 19, 1901. By Nathaniel Paine. Privately printed.

Miscellanies. By Arthur L. Perry.

Thirty-fifth Report on the Peabody Museum of American Archæology and Ethnology. By Frederick W. Putnam.

Archæological and Ethnological Papers of the Peabody Museum, Harvard University. Vol. II. Edited by F. W. Putnam.

Alexander Hamilton. (Beacon Biographies Series.) By James Schouler.

James Russell Lowell. A Biography. By Horace E. Scudder. Two volumes.

Thetford Academy. A brief History of its Endowment Fund, set forth by order of the Trustees, with some account of the successful effort made to lay its foundation, the report of the Investment Committee, the honorable Record of the Academy in the past, &c., &c. By the Rev. Edmund F. Slafter.

John Marshall. An Address delivered in Sanders Theatre, Cambridge, before the Law School of Harvard University and the Bar Association of the City of Boston on February 4, 1901. By James Bradley Thayer.

John Marshall. By James B. Thayer. (Riverside Biographical Series, Number 9.)

Address at the Fiftieth Anniversary of the Organization of Channing Church in Newton, Massachusetts, September 15, 1901. By Edward J. Young.

JAMES SCHOULER,

Senior Member at Large of the Council.

The Annual Report of the Treasurer and the Report of the Auditing Committee were submitted in print.

Report of the Treasurer.

In compliance with the requirements of the By-Laws, Chapter VII., Article 1, the Treasurer respectfully submits his Annual Report, made up to March 31, 1902.

The special funds held by him are eighteen in number, and are as follows:—

I. THE APPLETON FUND, which was created Nov. 18, 1854, by a gift to the Society, from Nathan Appleton, William Appleton, and Nathaniel I. Bowditch, trustees under the will of

the late Samuel Appleton, of stocks of the appraised value of ten thousand dollars. These stocks were subsequently sold for \$12,203, at which sum the fund now stands. The income is applicable to "the procuring, preserving, preparation, and publication of historical papers."

II. THE MASSACHUSETTS HISTORICAL TRUST-FUND, which now stands, with the accumulated income, at \$10,000. This fund originated in a gift of two thousand dollars from the late Hon. David Sears, presented Oct. 15, 1855, and accepted by the Society Nov. 8, 1855. On Dec. 26, 1866, it was increased by a gift of five hundred dollars from Mr. Sears, and another of the same amount from our late associate, Mr. Nathaniel Thayer. The income must be appropriated in accordance with the directions in Mr. Sears's declaration of trust in the printed Proceedings for November, 1855.

III. THE DOWSE FUND, which was given to the Society by George Livermore and Eben. Dale, executors of the will of the late Thomas Dowse, April 9, 1857, for the "safe keeping" of the Dowse Library. It amounts to \$10,000. The balance of income for the year has been placed to the credit of the General Account, in accordance with what was understood to be the wishes of the executors.

IV. THE PEABODY FUND, which was presented by the late George Peabody, in a letter dated Jan. 1, 1867, and now stands at \$22,123. The income is available only for the publication and illustration of the Society's Proceedings and Memoirs, and for the preservation of the Society's Historical Portraits.

V. THE SAVAGE FUND, which was a bequest from the late Hon. James Savage, received in June, 1873, and now stands on the books at the sum of \$6,000. The income is to be used for the increase of the Society's Library.

VI. THE ERASTUS B. BIGELOW FUND, which was given in February, 1881, by Mrs. Helen Bigelow Merriman, in recognition of her father's interest in the work of the Society. The original sum was one thousand dollars; but the interest was added to the principal to bring the amount up to \$2,000, at which it now stands. There is no restriction as to the use to be made of this fund; but up to the present time the income has been used only for the purchase of important books of reference needed in the Library.

VII. THE WILLIAM WINTHROP FUND, which amounts to the sum of \$3,000, and was received Oct. 13, 1882, under the will of the late William Winthrop, for many years a Corresponding Member of the Society. The income is to be applied "to the binding for better preservation of the valuable manuscripts and books appertaining to the Society."

VIII. THE RICHARD FROTHINGHAM FUND, which represents a gift to the Society, on the 23d of March, 1883, from the widow of our late Treasurer, of a certificate of twenty shares in the Union Stock Yard and Transit Co., of Chicago, of the par value of \$100 each, and of the stereotype plates of Mr. Frothingham's "Siege of Boston," "Life of Joseph Warren," and "Rise of the Republic." The fund stands on the Treasurer's books at \$3,000, exclusive of the copyright. There are no restrictions on the uses to which the income may be applied.

IX. THE GENERAL FUND, which now amounts to \$43,174.43. It represents the following gifts and payments to the Society, and withdrawals from the Building Account:—

1. A gift of two thousand dollars from the residuary estate of the late MARY PRINCE TOWNSEND, by the executors of her will, William Minot and William Minot, Jr., in recognition of which, by a vote of the Society, passed June 13, 1861, the Treasurer was "directed to make and keep a special entry in his account books of this contribution as the donation of Miss Mary P. Townsend."

2. A legacy of two thousand dollars from the late HENRY HARRIS, received in July, 1867.

3. A legacy of one thousand dollars from the late GEORGE BEMIS, received in March, 1879.

4. A gift of one hundred dollars from the late RALPH WALDO EMERSON, received in April, 1881.

5. A legacy of one thousand dollars from the late WILLIAMS LATHAM, received in May, 1884.

6. A bequest of five shares in the Cincinnati Gas-Light and Coke Co. from the late GEORGE DEXTER, Recording Secretary from 1878 to 1883, received in June, 1884. This bequest for several years stood on the Treasurer's books at \$900, at which sum the shares were valued when the incomes arising from separate investments were all merged in one consolidated account. Besides the regular quarterly dividends there has

been received up to the present time from the sale of subscription rights, etc., the sum of \$337.56, which has been added to the nominal amount of Mr. Dexter's bequest.

7. A legacy of one thousand dollars from the late EBENEZER ROCKWOOD HOAR, received in February, 1895.

8. Twenty-seven commutation fees of one hundred and fifty dollars each.

9. The sum of \$29,955.17 was withdrawn from the proceeds of the sale of the Tremont Street estate, and added to this fund; and the sum of \$731.70 received from the Medical Library for cost of party-wall has been deducted from the cost of the real estate and added to this fund.

X. THE ANONYMOUS FUND, which originated in a gift of \$1,000 to the Society in April, 1887, communicated in a letter to the Treasurer printed in the Proceedings (2d series, vol. iii. pp. 277, 278). A further gift of \$250 was received from the same generous friend in April, 1888. The income has been added to the principal; and in accordance with the instructions of the giver this policy is to be continued (see Proceedings, 2d series, vol. xiii. pp. 66, 67). The fund now stands at \$2,629.85.

XI. THE WILLIAM AMORY FUND, which was a bequest of \$3,000, from our associate, the late William Amory, received Jan. 7, 1889. There are no restrictions on the uses to which the income may be applied.

XII. THE LAWRENCE FUND, which was a bequest of \$3,000, from our associate, the younger Abbott Lawrence, received in June, 1894. The income is "to be expended in publishing the Collections and Proceedings" of the Society.

XIII. THE ROBERT C. WINTHROP FUND, which was a bequest of \$5,000, from our late associate, received in December, 1894. No restrictions were attached to this bequest; but by a vote of the Society passed Dec. 13, 1894, it was directed that the income "shall be expended for such purposes as the Council may from time to time direct."

XIV. THE WATERSTON PUBLISHING FUND, which was a bequest of \$10,000, from our late associate, the Rev. Robert C. Waterston, received in December, 1894. The income is to be used as a publishing fund, in accordance with the provisions of Mr. Waterston's will printed in the Proceedings (2d series, vol. viii. pp. 172, 173).

XV. THE ELLIS FUND, which originated in a bequest to the Society of \$30,000, by our late President, Dr. George E. Ellis. The sum was paid into the Treasury Dec. 20, 1895; and to it has been added the sum of \$1,626.15 received from the sale of various articles of personal property, also given to the Society by Dr. Ellis, which it was not thought desirable to keep, making the whole amount of the fund \$31,626.15. No part of the original sum can be used for the purchase of other real estate in exchange for the real estate specifically devised by Dr. Ellis's will.

Besides the bequest in money, Dr. Ellis by his will gave to the Society the dwelling-house No. 110 Marlborough Street, with substantially all its contents. In the exercise of the discretion which the Society was authorized to use, this house was sold for the sum of \$25,000, and the proceeds invested in the more eligible estate on the corner of the Fenway and Boylston Street. The full sum received from the sale was entered on the Treasurer's books, to the credit of ELLIS HOUSE, in perpetual memory of Dr. Ellis's gift.

XVI. THE LOWELL FUND, which was a bequest of the late Hon. John Lowell (H. U., Class of 1843), amounting to \$3,000, received September 13, 1897. There are no restrictions on the uses to which the income may be applied.

XVII. THE WATERSTON FUND, which was received April 21, 1900, in full satisfaction of a bequest from our associate, the late Rev. Robert C. Waterston. Some legal questions having arisen in connection with this bequest, the matter was compromised, and the sum of \$5,000 was received, as stated in the Proceedings (2d series, vol. xiv. pp. 163, 164). The income is to be used for printing a catalogue of the Waterston Library, for printing documents from it, and for making additions to the Library from time to time.

XVIII. THE WATERSTON FUND NO. 2, which was a further bequest of \$10,000 from Mr. Waterston, in regard to which there were no legal questions, and which was also received April 21, 1900. The income is to be used for "printing and publishing any important or interesting autograph, original manuscripts, letters or documents which may be in possession of" the Society.

Besides the three Funds, for the creation of which provision was made by Mr. Waterston's will, the Treasurer received,

under the will, the sum of \$10,000, to be applied to the fitting up of a room or portion of a fire-proof building for the commodious and safe keeping of the Waterston Collection. A room was accordingly set apart for that purpose, and the larger part of this sum has been expended in making it convenient and attractive. Some further expenditures must be made on this account, and any balance of cash remaining in the hands of the Treasurer will be used, in accordance with the terms of the will, in adding books to the collection, under the direction of the Council.

The Treasurer also holds a deposit book in the Five Cent Savings Bank for \$100 and interest, which is applicable to the care and preservation of the beautiful model of the Brattle Street Church, deposited with us in April, 1877.

It should not be forgotten that besides the gifts and bequests represented by these funds, which the Treasurer is required to take notice of in his Annual Report, numerous gifts have been made to the Society from time to time, and expended for the purchase of the real estate, or in promoting the objects for which the Society was organized. A detailed account of these gifts was included in the Annual Report of the Treasurer, dated March 31, 1887, printed in the Proceedings (2d series, vol. iii. pp. 291-296) ; and in the list of the givers there enumerated will be found the names of many honored associates, living or departed, and of other gentlemen, not members of the Society, who were interested in the promotion of historical studies. They gave liberally in the day of small things ; and to them the Society is largely indebted for its present prosperity and usefulness.

To the benefactors there mentioned must now be added CHARLES FRANCIS ADAMS, the President of the Society, who, in the summer of 1895, bought a lot of land on the Fenway (3,000 square feet), with a view of adding it to the lot bought by the Society, in case the latter should prove too small. When the plans for the new building were drawn, it was found to be desirable to make some change in the lines of the Society's estate, and the lot bought by the President was conveyed to the Society, with a verbal understanding that he should receive for it an equal quantity of land on Boylston Street. In February, 1901, a portion of unoccupied land on Boylston Street (2,622 $\frac{4}{10}$ square feet) was sold to indemnify the Presi-

dent for the land conveyed by him to the Society. The difference (\$3,000) between the sum paid by the President (\$15,000) and the amount received for the land sold (\$12,000) was an absolute gift to the Society, and to this difference must be added the interest on \$15,000 from the date of the original purchase up to the date of sale of the Boylston Street land, a period of nearly six years.

The stock and bonds held by the Treasurer as investments on account of the above-mentioned funds are as follows :

\$10,000 in the five per cent mortgage bonds of the Chicago and West Michigan Railroad Co. ;

\$5,000 in the four per cent bonds of the Rio Grande Western Railroad Co. ;

\$8,000 in the four per cent bonds of the Chicago, Burlington, and Quincy Railroad Co. ;

\$5,000 in the five per cent gold bonds of the Cincinnati, Dayton, and Ironton Railroad Co. ;

\$1,500 in the new four per cent mortgage bonds of the Atchison, Topeka, and Santa Fé Railroad Co. ;

\$2,000 in the adjustment four per cent bonds, and thirty-three shares of the preferred stock of the same corporation, received in exchange for bonds of said corporation held by the Treasurer at the time of its reorganization ;

\$11,000 in the five per cent collateral trust bonds of the Chicago Junction Railways and Union Stock Yards Co. ;

\$10,000 in the new five per cent bonds of the Oregon Short Line Railroad Co. ;

\$10,000 in the five per cent mortgage bonds of the Metropolitan Street Railway Co. of Kansas City ;

\$12,000 in the five per cent bonds of the Lewiston-Concord Bridge Co. ;

\$6,000 in the four and one half per cent bonds of the Boston and Maine Railroad Co. ;

\$8,000 in the four per cent bonds of the American Telephone and Telegraph Co. ;

\$2,000 in the four per cent joint bonds of the Northern Pacific Railroad Co. and the Great Northern Railroad Co. ;

\$15,000 in the six per cent mortgage notes of G. St. L. Abbott, Trustee ;

Fifty shares in the Merchants' National Bank of Boston ;

Fifty shares in the State National Bank of Boston ;

Fifty shares in the National Bank of Commerce of Boston ;

Fifty shares in the National Union Bank of Boston ;

Fifty shares in the Second National Bank of Boston ;

Twenty-five shares in the National Shawmut Bank of Boston ;

Thirty-five shares in the Boston and Albany Railroad Co.;

Twenty-five shares in the Old Colony Railroad Co.;

Twenty-five shares in the preferred stock of the Fitchburg Railroad Co.;

One hundred shares in the preferred stock of the Chicago Junction Railways and Union Stock Yards Co.;

Two hundred shares in the preferred stock of the American Smelting and Refining Co.;

Ten shares in the Cincinnati Gas and Electric Co., received in exchange for five shares in the Cincinnati Gas-Light and Coke Co.

Five shares in the Boston Real Estate Trust (of the par value of \$1,000);

Five shares in the State Street Exchange; and

Three shares in the Pacific Mills (of the par value of \$1,000).

The following abstracts and the trial balance show the present condition of the several accounts:—

CASH ACCOUNT.

1901.		DEBITS.	
March 30.	To balance on hand		\$2,866.18
1902.			
March 31.	„ receipts as follows:—		
	General Account	8,722.93	
	Consolidated Income	10,607.72	
	Income of Richard Frothingham Fund	81.90	
	Real Estate	731.70	
	General Fund	1,214.59	
	Investments	11,483.13	
	Ellis Fund	326.84	
		<u>\$31,034.99</u>	
March 31.	To balance brought down		\$1,277.45
1902.		CREDITS.	
March 31.	By payments as follows:—		
	Investments	\$17,818.25	
	Waterston Library	594.61	
	Income of R. Frothingham Fund	72.20	
	Income of Dowse Fund	46.50	
	Income of Savage Fund	462.41	
	Income of William Winthrop Fund	415.43	
	Income of Mass. Hist. Trust Fund	139.80	
	Income of E. B. Bigelow Fund	13.50	
	Income of Peabody Fund	1,700.67	
	Income of Appleton Fund	67.22	
	Consolidated Income	97.55	
	General Account	8,329.40	
	„ balance on hand	1,277.45	
		<u>\$31,034.99</u>	

GENERAL ACCOUNT.

		DEBITS.	
1901.			
March 30.	To balance brought down		\$9,930.00
1902.			
March 31.	„ sundry charges and payments :—		
	Salaries of Librarian's Assistants	3,770.66	
	Services of Janitor	900.00	
	Printing and binding	115.25	
	Stationery and postage	83.33	
	Light	76.24	
	Water	73.00	
	Coal and wood	467.50	
	Miscellaneous expenses	428.50	
	Editing publications of the Society	2,000.00	
	Fitting up book shelves, sewer assessment, etc.	414.92	
			<u>\$18,259.40</u>
March 31.	To balance brought down		\$9,826.05

		CREDITS.	
1902.			
March 31.	By sundry receipts :—		
	Interest	\$54.33	
	Income of General Fund	2,376.41	
	Income of Ellis Fund	1,804.11	
	Income of Dowse Fund	529.90	
	Admission Fees	150.00	
	Assessments	650.00	
	Sales of publications	1,149.22	
	On account of expenses for maintenance, etc.	1,714.64	
	For unused check stamps	4.74	
	„ balance carried forward	9,826.05	
			<u>\$18,259.40</u>

Income of General Fund.

		DEBITS.	
1902.			
March 31.	To amount placed to credit of General Account		<u>\$2,376.41</u>
		CREDITS.	
1902			
March 31.	By proportion of consolidated income		<u>\$2,376.41</u>

Income of Richard Frothingham Fund.

1902.		DEBITS.	
March 31.	To amount paid for printing		\$72.20
	„ balance carried forward		1,005.49
			<u>\$1,077.69</u>

1901.		CREDITS.	
March 30.	By balance brought forward		\$822.87
1902.			
March 31.	„ copyright received		81.90
	„ proportion of consolidated income		172.92
			<u>\$1,077.69</u>
March 31.	By amount brought down		<u>\$1,005.49</u>

Income of Ellis Fund.

1902.		DEBITS.	
March 31.	To amount carried to General Account		<u>\$1,804.11</u>

1902.		CREDITS.	
March 31.	By proportion of consolidated income		<u>\$1,804.11</u>

Income of Savage Fund.

1902.		DEBITS.	
March 31.	To amount paid for books		<u>\$462.41</u>
March 31.	To balance brought forward		\$5.36

1901.		CREDITS.	
March 30.	By balance brought forward		\$111.21
1902.			
March 31.	„ proportion of consolidated income		345.84
	„ balance carried forward		5.36
			<u>\$462.41</u>

Income of E. B. Bigelow Fund.

1902.		DEBITS.	
March 31.	To amount paid for books	\$13.50	
	„ balance carried forward	587.99	
			<u>\$601.49</u>

1901.		CREDITS.	
March 30.	By balance brought forward	\$486.21	
1902.			
March 31.	„ proportion of consolidated income	115.28	
			<u>\$601.49</u>
March 31.	By balance brought forward	\$587.99	

Income of Massachusetts Historical Trust Fund.

1902.		DEBITS.	
March 31.	To amount paid for copying	\$139.80	
	„ balance carried forward	3,610.18	
			<u>\$3,749.98</u>

1901.		CREDITS.	
March 30.	By balance brought forward	\$3,173.58	
1902.			
March 31.	„ proportion of consolidated income	576.40	
			<u>\$3,749.98</u>
March 31.	By balance brought forward	\$3,610.18	

Income of Douse Fund.

1902.		DEBITS.	
March 31.	To amount paid for curtains	\$46.50	
	„ balance transferred to General Account	529.90	
			<u>\$576.40</u>

1902.		CREDITS.	
March 31.	By proportion of consolidated income	\$576.40	

Income of Peabody Fund.

		DEBITS.	
1902.			
March 31.	To amount paid for printing and binding	\$1,700.67	
	„ balance carried forward	281.80	
		<u>\$1,982.47</u>	

		CREDITS.	
1901.			
March 30.	By balance brought forward	\$707.28	
1902.			
March 31.	„ proportion of consolidated income	1,275.19	
		<u>\$1,982.47</u>	
March 31.	By balance brought forward	\$281.80	

Income of William Winthrop Fund.

		DEBITS.	
1902.			
March 31.	To amount paid for binding	\$415.43	
	„ balance carried forward	376.03	
		<u>\$791.46</u>	

		CREDITS.	
1901.			
March 30.	By balance brought forward	\$618.54	
1902.			
March 31.	„ proportion of consolidated income	172.92	
		<u>\$791.46</u>	
March 31.	By balance brought forward	\$376.03	

Income of Appleton Fund.

		DEBITS.	
1902.			
March 31.	To amount paid for printing and binding	\$67.22	
	„ balance carried forward	3,747.81	
		<u>\$3,815.03</u>	

		CREDITS.	
1901.			
March 30.	By balance brought forward	\$3,111.63	
1902.			
March 31.	„ proportion of consolidated income	703.40	
		<u>\$3,815.03</u>	
March 31.	By balance brought forward	\$3,747.81	

TRIAL BALANCE.

DEBITS.

Cash	\$1,277.45
Investments	196,654.72
Real Estate	97,593.32
General Account	9,826.05
Income of Savage Fund	5.36
	<u>\$305,356.90</u>

CREDITS.

Building Account	\$72,593.32
Ellis House	25,000.00
Appleton Fund	12,203.00
Dowse Fund	10,000.00
Massachusetts Historical Trust-Fund	10,000.00
Peabody Fund	22,123.00
Savage Fund	6,000.00
Erastus B. Bigelow Fund	2,000.00
William Winthrop Fund	3,000.00
Richard Frothingham Fund	3,000.00
General Fund	43,174.43
Anonymous Fund	2,629.85
William Amory Fund	3,000.00
Lawrence Fund	3,000.00
Robert C. Winthrop Fund	5,000.00
Waterston Publishing Fund	10,000.00
Ellis Fund	31,626.15
Lowell Fund	3,000.00
Waterston Fund	5,000.00
Waterston Fund No. 2	10,000.00
Waterston Library	4,016.89
Income of Peabody Fund	281.80
Income of Lowell Fund	709.73
Income of Appleton Fund	3,747.81
Income of William Winthrop Fund	376.03
Income of Massachusetts Historical Trust-Fund	3,610.18
Income of Richard Frothingham Fund	1,005.49
Income of William Amory Fund	439.56
Income of E. B. Bigelow Fund	587.99
Income of Lawrence Fund	1,173.19
Income of Robert C. Winthrop Fund	1,806.71
Income of Waterston Publishing Fund	3,613.41
Income of Waterston Fund	546.12
Income of Waterston Fund No. 2	1,092.24
	<u>\$305,356.90</u>

The aggregate amount of the invested funds is \$184,756.43. The securities which represent these funds stand on the Treasurer's books at their net cost \$196,654.72; but their market value is considerably higher.

The income for the year derived from these investments and credited to the several funds, in proportion to the amount at which they stand on the Treasurer's books, was a little more than five and one-half per cent.

CHARLES C. SMITH, *Treasurer*.

BOSTON, March 31, 1902.

Report of the Auditing Committee.

The undersigned, a Committee appointed to examine the accounts of the Treasurer of the Massachusetts Historical Society, as made up to March 31, 1902, have attended to that duty, and report that they find them correctly kept and properly vouched; that the securities held by the Treasurer for the several funds correspond with the statement in his Annual Report; that the balance of cash on hand is satisfactorily accounted for; and that the Trial Balance is accurately taken from the Ledger.

ARTHUR LORD,
JAMES F. HUNNEWELL, } *Committee.*

BOSTON, April 7, 1902.

Mr. HUNNEWELL, from the Committee, stated that, in addition to the regular audit, he had ascertained, as nearly as possible, the market value of the invested funds, and had found that it amounted to \$226,300, or fully 15 per cent above the cost of \$196,654.

The Librarian read his Annual Report as follows:—

Report of the Librarian.

During the year there have been added to the Library:—

Books	527
Pamphlets	1,392
Unbound volumes of newspapers	24
Bound volumes of newspapers	78
Broad­sides	5
Maps	9
Manuscripts	38
Bound volumes of manuscripts	4

In all . . . 2,077

Of the books added 353 have been given, 104 bought, 1 by exchange, and 69 by binding. Of the pamphlets added, 1275 have been given, 112 bought, and 5 procured by exchange.

From the income of the Savage Fund there have been bought 104 volumes, 112 pamphlets, 2 unbound volumes of newspapers, 1 map, and 1 broadside; and 9 volumes, containing 27 pamphlets, have been bound.

From the income of the William Winthrop Fund there have been bound 60 volumes, containing 303 pamphlets, and 77 volumes of newspapers.

Of the books added to the Rebellion Department, 6 have been given, and 22 bought; and of the pamphlets added, 17 have been given, and 23 bought. There are now in the collection 2702 volumes, 5131 pamphlets, 818 broadsides, and 108 maps.

In the collection of manuscripts there are 1,017 volumes, 192 unbound volumes, 97 pamphlets with manuscript notes, and 7693 manuscripts.

The Library contains at the present time about 43,000 volumes; and this enumeration includes the files of bound newspapers, bound manuscripts, and the Dowse Collection, but does not yet include the Waterston Collection nor the Ellis Collection. The number of the Waterston books will be added to the aggregate during the coming year. The Ellis books are now in process of cataloguing; and when the work is finished, these will be added to the aggregate. During the year there have been catalogued 412 volumes and 1 pamphlet. The Jefferson manuscripts in due time will be placed in folio volumes, when they, too, will be added to the enumeration.

Two volumes of autograph letters, handsomely mounted, have been received. They belonged to the collection of Mr. and Mrs. Alexander C. Washburn, given at the Annual Meeting nine years ago; and since that time, agreeably to the wishes of Mrs. Washburn, they have been in the possession of her sister, Mrs. Laura Margaret (Bailey) Moore.

The number of pamphlets now in the Library, including duplicates is 104,559; and the number of broadsides, including duplicates, is 4,066.

Respectfully submitted,

SAMUEL A. GREEN,

Librarian.

April 10, 1902.

The Cabinet-Keeper read his Report : —

Report of the Cabinet-Keeper.

The Cabinet-Keeper would report that the gifts during the year, which have been reported as they were received, have been of much interest and value.

A copy by Miss Rosamund L. Smith in June, 1901, of Grundmann's portrait of our associate and benefactor the late Rev. Robert C. Waterston has been placed in the Waterston Room.

The portrait of Judge Samuel Sewall, by Smibert, from the estate of Miss Henrietta B. Ridgway, has been hung in a conspicuous place in the hall.

Rev. Edward J. Young, D.D., has presented a beautiful photograph of an oil painting of his father, the Rev. Alexander Young, D.D., minister of the New South Church in Boston, and a former Secretary of the Society.

A marble bust of William W. Story, modelled by himself in Rome, Italy, in the year 1887, and presented by his son Waldo Story, has been placed in the Dowse Library.

One of the bronze medals struck for the Yale University Bi-centennial celebration, was presented in behalf of the University by Rev. Morton Dexter.

Other gifts have been

Twenty-four photographs and half-tones of persons and of buildings connected with Worcester and vicinity. From Nathaniel Paine.

A photogravure of John Marshall, by A. W. Elson, 1896, engraved by permission of the Law Association of Philadelphia from the original portrait by Henry Inman owned by that Society. From James M. Barnard.

An engraving, on Japan paper, by Sidney L. Smith, 1901, of the Hancock House, 1860, being No. 4 of the publications of the Iconographic Society. From James F. Hunnewell.

A photograph of a painting, supposed to be of Caleb Strong, owned by William Power Wilson, of Boston. From Arthur Lord.

A lithograph of a steel engraving of the "City of Washington," 1834, made in 1874 by N. Peters, Washington. From Henry Cabot Lodge.

A copperplate view of Boston, from the Ship House, Navy Yard, by W. J. Bennett, 1833. A restrike, 1901, from the plate owned by the Club of Odd Volumes. From the Club.

A medal struck to commemorate the one hundredth anniversary of

the establishment of the seat of Government in the District of Columbia, December 12, 1900, made by R. Harris & Co., Washington. From Charles Francis Adams.

A framed engraving of Samuel C. Cobb, by F. T. Stuart. From the Misses McCleary.

A photograph, by N. L. Stebbins, of the punch bowl used by the Boston Tea Party and now in the possession of the Historical Society. From Samuel L. Boardman.

A photograph, on porcelain, of John G. Palfrey. From Charles Eliot Norton.

An oil painting, by R. M. Sully, of "Mammy Sally Brown," who died on July 11, 1842, an old and faithful servant belonging to the estate of Col. William Heth, of Curles, Virginia; also a photograph of the same. From John P. Reynolds, Jr.

A photograph of the Historical Society's portrait of Thomas Wallcut. From Pach Brothers, Cambridge.

A photograph of Harding's portrait of Christopher Columbus Baldwin, Librarian of the American Antiquarian Society, 1822-30, 1831-35. From Nathaniel Paine.

A photograph, by W. Jay Little, of the Historical Society's portrait of Charles Paxton. From Miss Ellen Chase.

A restrike of the copperplate engraving, by John Hall, published by John Boydell, London, June 12, 1775, of Benjamin West's painting of "William Penn's Treaty with the Indians," 1681. From Horace J. Smith.

A photogravure, by Elson, of J. Harvey Young's portrait of John Ward Dean. From William P. Greenlaw.

A photograph, by the Moulton Photographic Company, Salem, 1856, of the "Old Witch House." From Henry R. Gardner.

A photograph, by N. L. Stebbins, of the Historical Society's portrait of Benjamin Lincoln. From Mr. Stebbins.

Six pieces of money, \$1, \$2, \$7, \$8, State of Massachusetts Bay, May 5, 1780. From the Boston Public Library.

A framed photograph of George Dexter, Recording Secretary of the Historical Society, 1878-83. From Charles C. Smith.

The Cabinet has been open to the public on Wednesday afternoons, but the number of visitors has not been large enough to make it necessary to open it more frequently; the summer months, however, may bring an increase.

The Cabinet-Keeper hopes that his plans for the arrangement and display of the collections in his charge, which have necessarily been postponed by unfavorable circumstances, may be

carried out in the near future, and that steps may soon be taken for the preparation of a new catalogue, the need of which was pointed out by his predecessor.

He asks that members elected since the last Annual Meeting furnish their photographs for the Society's collection, and repeats the request that other members, who have neglected to do so heretofore, do the same favor.

Respectfully submitted,

HENRY F. JENKS, *Cabinet-Keeper*.

Rev. MORTON DEXTER read the Report of the Committee appointed to examine the Library and Cabinet:—

Report of the Committee on the Library and Cabinet.

We have attended to the duty assigned to us. Both the Library and the Cabinet appear to be in good condition and to be managed efficiently. We have no suggestions to offer, beyond repeating that made by one or two similar committees in recent years, namely, that the policy of getting rid of material inappropriate to the library of such a society as this should be continued. As to what is appropriate, there is room for some difference of opinion, but in our judgment considerably more remains to be done in the line of elimination. At present there is more room upon our shelves than we need, but—apart from the question of room, which itself will become pressing before many years—the Library seems to us to include many works having no distinct relation to the character and purpose of the Society and mostly to be consulted readily elsewhere.

MORTON DEXTER.

JAMES DE NORMANDIE.

S. LOTHROP THORNDIKE.

Mr. JAMES SCHOULER, chairman of the Committee to nominate Officers, reported the following list; and the gentlemen named were duly elected:—

For President.

CHARLES FRANCIS ADAMS.

For Vice-Presidents.

SAMUEL ABBOTT GREEN.

THOMAS JEFFERSON COOLIDGE.

For Recording Secretary.

EDWARD JAMES YOUNG.

For Corresponding Secretary.

HENRY WILLIAMSON HAYNES.

For Treasurer.

CHARLES CARD SMITH.

For Librarian.

SAMUEL ABBOTT GREEN.

For Cabinet-keeper.

HENRY FITCH JENKS.

For Members at Large of the Council.

JAMES FORD RHODES.

THORNTON KIRKLAND LOTHROP.

ANDREW McFARLAND DAVIS.

ARCHIBALD CARY COOLIDGE.

WILLIAM ROSCOE THAYER.

Dr. Green having been elected to fill two offices, thereby reducing the actual number of members of the Council below thirteen, it was voted, on motion of Mr. Solomon Lincoln, of the Nominating Committee, that Mr. Worthington C. Ford be elected an additional member, to serve during the ensuing year.

Mr. MELVILLE M. BIGELOW made, in substance, the following remarks in regard to our late associate James Bradley Thayer : —

Lateness of the hour at our last meeting, after the remarks of others concerning Mr. Thayer, prevented me from saying some things which I think might well be said of him, namely, in regard to his power of condensation as a writer. Mr. Thayer had the rare ability of writing a small book well on a great subject. I hope that his book on the Development of the Jury will not be overlooked in the natural and just commendation of his larger and latest one on Evidence. The former is, no less than the latter, a remarkable book, though it contains less than two hundred pages. Small books on legal subjects are apt to be mere manuals, and even then of no high order of merit. Professor Thayer's book on the his-

tory of the jury is one of the few notable exceptions. It deserves to rank with Blackburn on Sale, a book well known to all lawyers; and higher praise could not be given. Or, if Professor Thayer's book is to be compared with a larger work more like it, it deserves to be placed by the side of Holmes on the Common Law.

It is a remarkable book, on a great subject. The jury has played a large part in the history of English civilization, and here we have it presented as never before, and, I venture to think, for all time. There are other works on the English jury, historically considered, — there is the well-known book by Forsyth, — but none of them are first rate, none will bear comparison with this little book by Professor Thayer. How interesting and important the part of the jury in constitutional history may be inferred from the passionate devotion to it of our ancestors in the provincial period of Massachusetts, when the Admiralty Court was under discussion; and still more in the time of the Revolution. The provisions concerning jury trial in our first State Constitutions, and in the amendments to the Federal Constitution in the First Congress, strikingly show what the jury was to the men of the eighteenth century. If the jury — in civil causes — has fallen on evil times in our day, it has none the less been one of the great safeguards of English and American liberty, and deserves, in all its long history, to be understood by every intelligent man.

Historians are now telling us of the dangers from which England was saved by the great religious awakening of the eighteenth century, followed, as inevitably it was, by an awakening to civic righteousness. But London, with its great mass of restless and dangerous men, was much less affected than the rest of England, and London's safety in certain times of danger was, I think, largely due to trial by jury. In the time of Lord Mansfield London was more than once threatened with outbreak. Recall the Wilkes' troubles, the expulsions and the defiant elections and re-elections of Wilkes, the many criminal prosecutions for libel which followed, and all the attendant excitement. The jury did much to avert the impending danger; juries insisted upon their rights, and London was saved. Let us not forget another great fact, that in the integrity of trial by jury no man can or ever could be compelled to give testimony against himself in a criminal cause.

To condemn a man by evidence forced out of his own mouth is and always was contrary to the very spirit of that mode of trial.

Professor Thayer's book gives us the whole history of trial by jury on English soil, and I earnestly commend it to the attention of all our historians, especially our constitutional historians.

Mr. WILLIAM S. APPLETON presented a privately printed volume of Family Letters from the originals in the Bodleian Library, edited by himself.

Remarks were also made during the meeting by the PRESIDENT, and by Messrs. BARRETT WENDELL, EDMUND F. SLAFTER, ANDREW MCF. DAVIS, and CHARLES C. SMITH.

After the adjournment, the members, with invited guests, were entertained at luncheon in the Ellis Hall by the President.